

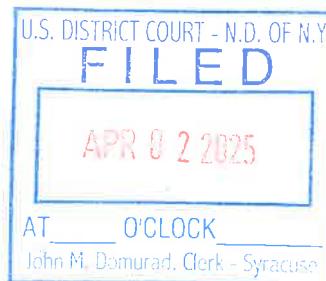
PLAINTIFF(S),

HARVEY J. GUNTER

-V-

NEW YORK STATE GOVERNOR'S OFFICE,
NEW YORK STATE ATTORNEY GENERAL OFFICE,
NEW YORK STATE DEPARTMENT OF CORRECTION
AND COMMUNITY SUPERVISION CORRECTION OFFICER'S.

DEFENDANT(S)



9/25-w-412

COMPLAINT
(PRO-SE PRISONER)

CASE NO. _____
(ASSIGNED BY CLERK'S
OFFICE UPON FILING)

JURY DEMAND

YES

NO



I. LEGAL BASIS FOR COMPLAINT

THIS IS A CIVIL ACTION SEEKING RELIEF AND/OR OTHER DAMAGES TO DEFEND AND PROTECT THE RIGHTS GUARANTEED BY THE CONSTITUTION AND THE LAWS OF THE UNITED STATES. INDICATE BELOW THE FEDERAL BASIS FOR YOUR CLAIMS.

42 U.S.C. § 1983 (STATE, COUNTY, OR MUNICIPAL DEFENDANT(S))

II. PLAINTIFF(S) INFORMATION

NAME: HARVEY J. GUNTER

PRISONER ID #: 24B4432

PLACE OF DETENTION: WENDE CORRECTIONAL FACILITY

ADDRESS: WENDE ROAD, P.O. BOX 1187

ALDEN, NEW YORK 14004-1187

INDICATE YOUR CONFINEMENT STATUS WHEN THE WRONG DOING OCCURRED:

CONVICTED AND SENTENCED STATE PRISONER

PROVIDE ANY OTHER NAMES BY WHICH YOU ARE OR HAVE BEEN KNOWN AND ANY OTHER IDENTIFICATION NUMBERS ASSOCIATED WITH PRIOR PERIODS OF INCARCERATION:

99B0001
18A1208

IF THERE ARE ADDITIONAL PLAINTIFFS, EACH PERSON MUST PROVIDE ALL OF THE INFORMATION REQUESTED IN THIS SECTION AND MUST SIGN THE COMPLAINT, ADDITIONAL SHEETS OF PAPER MAY BE USED AND ATTACHED TO THIS COMPLAINT.

III. DEFENDANT(S) INFORMATION

DEFENDANT NO. 1: HOCHUL, KATHY
NAME: LAST. FIRST

JOB TITLE: GOVERNOR

WORK ADDRESS: EXECUTIVE CHAMBER, STATE CAPITOL
ALBANY, NEW YORK 12224

DEFENDANT NO. 2: JAMES, LATISHA
LAST. FIRST

JOB TITLE: NEW YORK STATE ATTORNEY GENERAL

WORK ADDRESS: THE CAPITOL,

ALBANY, NEW YORK 12224

DEFENDANT(S) NO: 3

NEW YORK STATE DEPARTMENT OF CORRECTION
AND COMMUNITY SUPERVISION (CORRECTION
OFFICER'S)

WORK ADDRESS: WENDE CORRECTIONAL FACILITY
WENDE ROAD, P.O. BOX 1187
ALDEN, NEW YORK 14004-1187

JOB TITLE'S: CORRECTION OFFICER'S

IF THERE ARE ADDITIONAL DEFENDANT(S), THE INFORMATION
REQUESTED IN THIS SECTION MUST BE PROVIDED FOR EACH
PERSON; ADDITIONAL SHEETS OF PAPER MAY BE USED AND
ATTACHED TO THIS COMPLAINT.

IV. STATEMENT OF FACTS

STATE BRIEFLY AND CONCISELY THE FACTS SUPPORTING YOUR
CLAIMS. DESCRIBE THE EVENTS IN THE ORDER THEY HAPPENED.

- THE DATE(S) ON WHICH THE EVENTS OCCURRED
- WHERE THESE EVENTS TOOK PLACE (IDENTIFY THE FACILITY
AND, IF RELEVANT, THE SPECIFIC LOCATION IN THE FACILITY)
- HOW EACH DEFENDANT WAS INVOLVED IN THE CONDUCT
YOU ARE COMPLAINING ABOUT.

IF YOU WERE PHYSICALLY INJURED BY THE ALLEGED MIS-
CONDUCT, DESCRIBE THE NATURE OF YOUR INJURIES AND
THE MEDICAL EVALUATION AND TREATMENT YOU WERE PROVIDED.
YOU NEED NOT CITE TO CASE LAW OR STATUTES OR PROVIDE LEGAL
ARGUMENT IN THE STATEMENT OF FACTS. USE ADDITIONAL
SHEETS OF PAPER IF NECESSARY.

MY INJURIES ARE CONSISTANCE WITH MENTAL ABUSE,
PHYSCHOLIC ABUSE, EMOTIONAL ABUSE, STRESSFUL
ABUSE AND ANXIETY ABUSE. I AM NOW BEING SEEN BY
THE FACILITY MENTAL HEALTH PROFESSIONAL ON A
REGULAR BASIS AND HAVE ALSO BEEN PRESCRIBED
MENTAL HEALTH MEDICATIONS TO HELP GET MY
CONDITION BACK UNDER CONTROL.

V. STATEMENT OF CLAIM(S)

STATE BRIEFLY AND CONCISELY THE CONSTITUTIONAL
AND/OR STATUTORY BASIS FOR EACH CLAIM YOU SEEK TO
ASSERT AND IDENTIFY THE DEFENDANT(S) AGAINST WHOM
EACH CLAIM IS ASSERTED. COMMONLY ASSERTED CLAIMS
INCLUDE: EXCESSIVE FORCE; FAILURE TO PROTECT;
OR OTHER PROCEEDING; DENIAL OF DUE PROCESS IN A DISCIPLINAR-
Y ACTION FOR THE EXERCISE OF A FIRST AMENDMENT RIGHT; AND
INTERFERENCE WITH FREE EXERCISE OF RELIGION. LEGAL ARGUMENT
AND CASE CITATIONS ARE NOT REQUIRED. USE ADDITIONAL
SHEETS OF PAPER IF NECESSARY.

FIRST CLAIM

MY FIRST CONSTITUTIONAL AMENDMENT HAS BEEN VIOLATED AS TO ME NOT BEING ABLE TO FREE EXERCISE OF MY RELIGION (ISLAM) WHEN THE NEW YORK STATE DEPARTMENT OF CORRECTION AND COMMUNITY SUPERVISION CORRECTION OFFICER'S TOOK IT UPON THEMSELVES TO GO ON AN "UNAUTHORIZED/AND UNSANCTION STRIKE", WHEREBY CAUSING MYSELF AND MANY OTHER RELIGIOUS DOMANATIONS TO BE BARRED FROM THE PRACTICE OF THEIR CHOSEN REGIGION.

SECOND CLAIM

WHEN THE NEW YORK STATE DEPARTMENT OF CORRECTION AND COMMUNITY SUPERVISION CORRECTION OFFICER'S CHOOSE TO PAR-TAKE IN AN ILLEGAL/UNSANCTION STRIKE, THEY VIOLATED MY EIGHT CONSTITUTIONAL AMENDMENT RIGHT WHEN THEY SUBJECTED MYSELF AND MANY OTHER PRISONER'S WITHIN THE N.Y.S.D.O.C.C.S. TO "CRUEL AND UNUSUAL PUNISHMENT AS WELL AS DELIBERATE INDIFFERENCE. THEY ARE ALSO IN VIOLATION OF MY EIGHT CONSTITUTIONAL AMENDMENT AS WELL AS DELIBERATE FAILURE TO PROTECT MY CONSTITUTIONAL AMENDMENT RIGHTS WHERE BEING DENIED TO FREE EXERCISE OF MY RELIGIOUS CHOICE.

THIRD CLAIM

DUE TO THE NEW YORK STATE DEPARTMENT OF CORRECTION AND COMMUNITY SUPERVISION "CORRECTION OFFICER'S" PAR-TAKING IN AN "ILLEGAL / UNSANCTION" STRIKE, THEY HAVE CAUSED MY MENTAL HEALTH "CONDITIONS" TO REIN OUT OF CONTROL (I.E. MENTAL, PHYSCHOLIC, EMOTIONAL, STRESS, AND ANXIETY ABUSE) NOW HAVING TO BE PLACED ON MEDICATIONS NOT KNOWING IF I WILL EVER GET BACK TO A NORMAL STATE OF MINE.

VI. RELIEF REQUESTED

STATE BRIEFLY WHAT RELIEF YOU ARE SEEKING IN THIS CASE,

FOR THE VIOLATION'S OF MY CONSTITUTIONAL RIGHTS, I AM SEEKING \$1,000,000 DOLLARS IN PUNITIVE AND MONOTARY DAMAGES, ALSO A GARENTEE FROM THE STATE OF NEW YORK THAT IN THE EVENT THAT THE NEW YORK STATE DEPARTMENT OF CORRECTION AND COMMUNITY SUPERVISION "CORRECTION OFFICER'S" WERE TO TAKE IT UPON THEMSELVES TO PAR-TAKE IN ANOTHER ILLEGAL / UNSANCTION OR OTHERWISE REMEDY THAT WILL NOT CAUSE PRISONER'S TO BE

IN VIOLATION OF ANY OF THEIR CONSTITUTIONAL
AMENDMENT RIGHTS.

I DECLARE UNDER PENALTY OF PERJURY THAT THE
FOREGOING IS TRUE AND CORRECT.

DATED: MARCH 21, 2025

Harvey D. Hunter

PLAINTIFF'S SIGNATURE

(ALL PLAINTIFF'S MUST SIGN THE
(COMPLAINT),